

AN ORDINANCE

97885

AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH KPMG, L.L.P., ON TERMS OTHERWISE CONSISTENT WITH THE GENERAL TERMS AND CONDITIONS OF THE CITY'S EXISTING AUDIT SERVICES CONTRACT WITH KPMG, L.L.P., DATED NOVEMBER 21, 2002 IN AN AMOUNT NOT TO EXCEED \$48,875.00, INCLUDING \$42,500.00 FOR FEES AND \$6,375.00 FOR REASONABLE AND PROPER OUT-OF-POCKET EXPENSES, FOR A PERFORMANCE AUDIT OF THE ENTERPRISE RESOURCE MANAGEMENT (ERM) PROJECT; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, on September 26, 2002, the City Council passed Ordinance 96458 approving contracts with the firms KPMG, L.L.P., Leal and Carter, P.C., and Robert J. Williams, CPA, to provide the City of San Antonio with independent audit services; and

WHEREAS, Section 18.1 of the Audit Services Contract provides that the terms of said contract may be amended; and

WHEREAS, the City Internal Auditor has recommended to the City Council Governance Committee that the City engage KPMG, L.L.P. to conduct a performance audit of the new Enterprise Resource Management (ERM) Project; and

WHEREAS, in accordance with Section 18.1 of the Audit Services Contract, the City Manager or the City Internal Auditor, or their respective designees, will execute an engagement letter with KPMG, L.L.P. specifying the scope of said services to be provided, the period of time within which said services are to be completed, and the amount of payment for said services; and

WHEREAS, this engagement will not impair or affect the ability of KPMG, L.L.P., Leal and Carter, P.C., or Robert J. Williams, CPA, to perform the City's annual financial audit as provided in the Audit Services Contract;

WHEREAS, it is now necessary to authorize the execution of an amendment to the Audit Services Contract with KPMG, L.L.P., for a performance audit of the Enterprise Resource Management (ERM) project; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or the City Internal Auditor, or their respective designees, is hereby authorized to execute any and all necessary documentation to effect an amendment to the Audit Services Contract with KPMG, L.L.P., in accordance with

Section 18.1 of said Contract, passed and approved September 26, 2002, pursuant to Ordinance No. 96458, to provide a performance audit of the Enterprise Resource Management (ERM) project, in an amount not to exceed \$48,875.00.

SECTION 2. Funds in the amount of \$42,500 are authorized to be encumbered in Fund 11-000 (General Fund) in Index Code 413195, entitled Fees to Professionals Contractors, Activity Code 250101, and made payable to KPMG, L.L.P. for a performance audit of the Enterprise Resource Management (ERM) project.

SECTION 3. Funds in the amount of \$6,375 are authorized to be encumbered in Fund 11-000 (General Fund) in Index Code 413195, entitled Fees to Professionals Contractors, and made payable to a contingent vendor for out-of-pocket expenses.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director, may, subject to concurrence by the City Manager or her designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance shall take effect on the tenth day from the date of passage hereof.

PASSED AND APPROVED this 26th day of June, 2003.

ATTEST: Jolande L. Ledum
City Clerk

EDWARD D. GARZA
MAYOR
EDWARD D. GARZA

APPROVED AS TO FORM: Martin G. Segura for
City Attorney